

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Theodore Stewart-Franzen	Team: Team # 4	CCRB Case #: 200602789	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Friday, 03/03/2006 2:00 PM	Location of Incident: St. James Place between Atlantic Avenue and Fulton Street	Precinct: 88	18 Mo. SOL 9/3/2007	EO SOL 9/3/2007	
Date/Time CV Reported Sat, 03/04/2006 3:31 AM	CV Reported At: CCRB	How CV Reported: Call Processing System	Date/Time Received at CCRB Sat, 03/04/2006 3:31 AM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Frank Liuzzi	14670	928651	088 PCT
2. SGT Melissa Eger	92435	924351	088 PCT

Officer(s)	Allegation	Investigator Recommendation
A.SGT Melissa Eger	Abuse: Sgt. Melissa Eger stopped § 87(2)(b)	
B.POM Frank Liuzzi	Abuse: PO Frank Liuzzi stopped § 87(2)(b)	
C.SGT Melissa Eger	Abuse: Sgt. Melissa Eger frisked § 87(2)(b)	
D.POM Frank Liuzzi	Abuse: PO Frank Liuzzi frisked § 87(2)(b)	
E.SGT Melissa Eger	Abuse: Sgt. Melissa Eger searched § 87(2)(b)	
F.POM Frank Liuzzi	Abuse: PO Frank Liuzzi searched § 87(2)(b)	

### Synopsis

§ 87(2)(b) filed his complaint via the CCRB's call processing system on March 4, 2006. He alleged that two plainclothes officers, subsequently identified as PO Frank Liuzzi and Sgt. Melissa Eger, stopped, frisked and searched him at approximately 2:00 PM at the intersection of St. James Place and Atlantic Avenue in Brooklyn. PO Liuzzi issued him a summons for § 87(2)(b).

The undersigned contacted § 87(2)(b) via telephone on March 8, 2006 and explained to him the processes of investigation and mediation. He chose to mediate his complaint and the case was forwarded to the ADR unit on March 16, 2006. The case was returned to the undersigned on May 10, 2006, however, because Sgt. Eger and PO Liuzzi rejected mediation. The undersigned contacted § 87(2)(b) via telephone on May 11, 2006 to schedule a formal interview. At this time, § 87(2)(b) stated that he wanted to withdraw his complaint because his summons had been dismissed. In the recorded telephone conversation, reviewed by Supervisor Kola Olosunde, he stated definitively that he was not pressured to withdraw his complaint by any member of the CCRB or NYPD. He agreed to sign and return a letter of withdrawal, which will be included in the case file upon receipt. § 87(2)(g)

Investigator:

Date:

Supervisor:

Date:

Reviewed by:

Date:

Reviewed by:

Date: